

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Nurse Practice Act is amended by changing  
5 Section 65-5 as follows:

6 (225 ILCS 65/65-5) (was 225 ILCS 65/15-10)

7 (Section scheduled to be repealed on January 1, 2018)

8 Sec. 65-5. Qualifications for APN licensure.

9 (a) Each applicant who successfully meets the requirements  
10 of this Section shall be entitled to licensure as an advanced  
11 practice nurse.

12 (b) An applicant for licensure to practice as an advanced  
13 practice nurse must do each of the following:

14 (1) Submit a completed application and any fees as  
15 established by the Department.

16 (2) Hold a current license to practice as a registered  
17 professional nurse under this Act.

18 (3) Have successfully completed requirements to  
19 practice as, and holds a current, national certification  
20 as, a nurse midwife, clinical nurse specialist, nurse  
21 practitioner, or certified registered nurse anesthetist  
22 from the appropriate national certifying body as  
23 determined by rule of the Department.

1           (4) Have obtained a graduate degree appropriate for  
2 national certification in a clinical advanced practice  
3 nursing specialty or a graduate degree or post-master's  
4 certificate from a graduate level program in a clinical  
5 advanced practice nursing specialty.

6           (5) Have not violated the provisions of this Act  
7 concerning the grounds for disciplinary action. The  
8 Department may take into consideration any felony  
9 conviction of the applicant, but such a conviction may not  
10 operate as an absolute bar to licensure.

11           (6) Submit to the criminal history records check  
12 required under Section 50-35 of this Act.

13           (b-5) A registered professional nurse seeking licensure as  
14 an advanced practice nurse in the category of certified  
15 registered nurse anesthetist who does not have a graduate  
16 degree as described in subsection (b) of this Section shall be  
17 qualified for licensure if that person:

18           (1) submits evidence of having successfully completed  
19 a nurse anesthesia program described in item (4) of  
20 subsection (b) of this Section prior to January 1, 1999;

21           (2) submits evidence of certification as a registered  
22 nurse anesthetist by an appropriate national certifying  
23 body; and

24           (3) has continually maintained active, up-to-date  
25 recertification status as a certified registered nurse  
26 anesthetist by an appropriate national recertifying body.

1 Notwithstanding any other rulemaking authority that may  
2 exist, neither the Governor nor any agency or agency head under  
3 the jurisdiction of the Governor has any authority to make or  
4 promulgate rules to implement or enforce the provisions of this  
5 amendatory Act of the 95th General Assembly. If, however, the  
6 Governor believes that rules are necessary to implement or  
7 enforce the provisions of this amendatory Act of the 95th  
8 General Assembly, the Governor may suggest rules to the General  
9 Assembly by filing them with the Clerk of the House and the  
10 Secretary of the Senate and by requesting that the General  
11 Assembly authorize such rulemaking by law, enact those  
12 suggested rules into law, or take any other appropriate action  
13 in the General Assembly's discretion. Nothing contained in this  
14 amendatory Act of the 95th General Assembly shall be  
15 interpreted to grant rulemaking authority under any other  
16 Illinois statute where such authority is not otherwise  
17 explicitly given. For the purposes of this amendatory Act of  
18 the 95th General Assembly, "rules" is given the meaning  
19 contained in Section 1-70 of the Illinois Administrative  
20 Procedure Act, and "agency" and "agency head" are given the  
21 meanings contained in Sections 1-20 and 1-25 of the Illinois  
22 Administrative Procedure Act to the extent that such  
23 definitions apply to agencies or agency heads under the  
24 jurisdiction of the Governor.

25 (b-10) The Department shall issue a certified registered  
26 nurse anesthetist license to an APN who (i) does not have a

1 graduate degree, (ii) applies for licensure before July 1,  
2 2018, and (iii) submits all of the following to the Department:

3 (1) His or her current State registered nurse license  
4 number.

5 (2) Proof of current national certification, which  
6 includes the completion of an examination from either of  
7 the following:

8 (A) the Council on Certification of the American  
9 Association of Nurse Anesthetists; or

10 (B) the Council on Recertification of the American  
11 Association of Nurse Anesthetists.

12 (3) Proof of the successful completion of a post-basic  
13 advanced practice formal education program in the area of  
14 nurse anesthesia prior to January 1, 1999.

15 (4) His or her complete work history for the 5-year  
16 period immediately preceding the date of his or her  
17 application.

18 (5) Verification of licensure as an advanced practice  
19 nurse from the state in which he or she was originally  
20 licensed, current state of licensure, and any other state  
21 in which he or she has been actively practicing as an  
22 advanced practice nurse within the 5-year period  
23 immediately preceding the date of his or her application.

24 If applicable, this verification must state:

25 (A) the time during which he or she was licensed in  
26 each state, including the date of the original issuance

1           of each license; and

2           (B) any disciplinary action taken or pending  
3           concerning any nursing license held, currently or in  
4           the past, by the applicant.

5           (6) The required fee.

6           Notwithstanding any other rulemaking authority that may  
7           exist, neither the Governor nor any agency or agency head under  
8           the jurisdiction of the Governor has any authority to make or  
9           promulgate rules to implement or enforce the provisions of this  
10           amendatory Act of the 95th General Assembly. If, however, the  
11           Governor believes that rules are necessary to implement or  
12           enforce the provisions of this amendatory Act of the 95th  
13           General Assembly, the Governor may suggest rules to the General  
14           Assembly by filing them with the Clerk of the House and the  
15           Secretary of the Senate and by requesting that the General  
16           Assembly authorize such rulemaking by law, enact those  
17           suggested rules into law, or take any other appropriate action  
18           in the General Assembly's discretion. Nothing contained in this  
19           amendatory Act of the 95th General Assembly shall be  
20           interpreted to grant rulemaking authority under any other  
21           Illinois statute where such authority is not otherwise  
22           explicitly given. For the purposes of this amendatory Act of  
23           the 95th General Assembly, "rules" is given the meaning  
24           contained in Section 1-70 of the Illinois Administrative  
25           Procedure Act, and "agency" and "agency head" are given the  
26           meanings contained in Sections 1-20 and 1-25 of the Illinois

1 Administrative Procedure Act to the extent that such  
2 definitions apply to agencies or agency heads under the  
3 jurisdiction of the Governor.

4 (c) Those applicants seeking licensure in more than one  
5 advanced practice nursing specialty need not possess multiple  
6 graduate degrees. Applicants may be eligible for licenses for  
7 multiple advanced practice nurse licensure specialties,  
8 provided that the applicant (i) has met the requirements for at  
9 least one advanced practice nursing specialty under paragraphs  
10 (3) and (5) of subsection (a) of this Section, (ii) possesses  
11 an additional graduate education that results in a certificate  
12 for another clinical advanced practice nurse specialty and that  
13 meets the requirements for the national certification from the  
14 appropriate nursing specialty, and (iii) holds a current  
15 national certification from the appropriate national  
16 certifying body for that additional advanced practice nursing  
17 specialty.

18 (d) Any person who holds a valid license as an advanced  
19 practice nurse issued under this Act as this Act existed before  
20 the effective date of this amendatory Act of the 95th General  
21 Assembly shall be subject only to the advanced practice nurse  
22 license renewal requirements of this Act as this Act exists on  
23 and after the effective date of this amendatory Act of the 95th  
24 General Assembly upon the expiration of that license.

25 (Source: P.A. 94-348, eff. 7-28-05; 95-639, eff. 10-5-07.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.